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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 SERAFIN ZAMBADA-ORTIZ,

14 Defendant.

Case No. 13cr3575-DMS

ORDER OF CRIMINAL  
FORFEITURE

15  
16 WHEREAS, in the Indictment in the above-captioned case, the United States  
17 sought forfeiture of all right, title and interest in property and proceeds of the above-  
18 named Defendant, SERAFIN ZAMBADA-ORTIZ ("Defendant"), pursuant to  
19 Title 21, United States Code, Section 853 as property constituting, or derived from,  
20 any proceeds the defendant obtained, directly or indirectly, as the result of the felony  
21 offense alleged in the Indictment, and any and all property used or intended to be  
22 used in any manner or part to commit and to facilitate the commission of the  
23 violation alleged in the Indictment; and

24 WHEREAS, on or about September 26, 2014, Defendant pled guilty to a one-  
25 count Superseding Information, which plea included a consent to the forfeiture  
26 allegations of the Indictment and an agreement to entry of a \$250,000.00 judgment  
27 against the Defendant in favor of the United States; and

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1 WHEREAS, by virtue of the admissions of the Defendant set out in the plea  
2 agreement and guilty plea, the Court determined that \$250,000.00 (U.S. dollars)  
3 represents the drug proceeds the Defendant obtained directly or indirectly as a result  
4 of the violation of Title 21, United States Code, Sections 952, 960 and 963, as  
5 charged in the Indictment and Superseding Information; and

6 WHEREAS, by virtue of said guilty plea and the Court's findings, the  
7 United States is now entitled to an Order of Forfeiture and a judgment in its favor  
8 against the Defendant in the amount of \$250,000.00, pursuant to 21 U.S.C. § 853  
9 and Rule 32.2(b) of the Federal Rules of Criminal Procedure; and

10 WHEREAS, by virtue of the facts set forth in the plea agreement and forfeiture  
11 addendum, the United States has established the requisite nexus in that the  
12 \$250,000.00 is a substitute asset for narcotics proceeds the Defendant actually or  
13 indirectly received from the offense; and

14 WHEREAS, Rule 32.2(c)(1) provides that "no ancillary proceeding is required  
15 to the extent that the forfeiture consists of a money judgment;" and

16 WHEREAS, on December 29, 2014, the United States received a cashier's  
17 check from Defendant in the amount of \$250,000.00 in full satisfaction of the money  
18 judgment; and

19 WHEREAS, the United States, having submitted the Order herein to the  
20 Defendant through his attorney of record, to review, and no objections having been  
21 received;

22 Accordingly, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:


23 1. Defendant SERAFIN ZAMBADA-ORTIZ has remitted to the  
24 United States the sum of \$250,000.00 in full satisfaction of the money judgment  
25 herein pursuant to Title 21, United States Code, Section 853; and

26 2. Judgment is hereby entered in favor of the United States against  
27 Defendant SERAFIN ZAMBADA-ORTIZ in the amount of \$250,000.00, which has  
28 been received and is hereby forfeited to the United States; and

1           3. Pursuant to Rule 32.2(b)(3), this Order of Forfeiture shall be made final  
2 as to the Defendant at the time of sentencing and is part of the sentence and included  
3 in the judgment.

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5 IT IS SO ORDERED.

6 DATED: January 21, 2015

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8 DANA M. SABRAW, Judge  
9 United States District Court